

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5190 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

AVIRBHAV APARTMENT CO-OP SOCIETY LTD

Versus

SECRETARY & URBAN LAND CEILINGTRIBUNAL

Appearance:

MR YN OZA for Petitioner
MR SK PATEL, AGP for Respondent No. 1

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 26/10/1999

ORAL JUDGEMENT

Relying on the letter of the Competent Authority
and Additional Deputy Collector, Surat dated 25.10.1999,
Mr.Patel states that the possession of the disputed land
has not been taken from the petitioner. In view of the
statement of the learned counsel for the respondent,
possession of the disputed land remains with the
petitioner.

In the result, this Special Civil Application abates in view of the Urban Land (Ceiling & Regulation) Repeal Act, 1999 and accordingly the same is dismissed. Rule discharged. Interim relief, if any, granted stands vacated. No order as to costs.

Liberty is granted to the respondents for revival of this Special Civil Application in case of any difficulty.

(S.K.Keshote,J.)
(pathan)